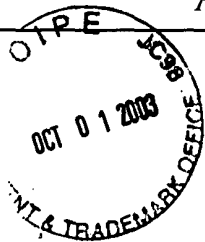


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AF/1634

ARNOLD & PORTER



Holly Logue Prutz
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555 Twelfth Street, NW
Washington, DC 20004-1206

October 1, 2003

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Application No. 09/819,091
Filed: February 16, 2000
Title: Plant Genome Sequences and Uses Thereof
Applicants: CAO *et al.*
Atty. Docket: 16517.124

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (in duplicate); and
2. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants request that the following fee be charged to Deposit Account No. 50-2387 referencing docket number 16517.124:

\$ 330.00 notice of appeal fee

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any fees, other than the above fee (\$330), are due in conjunction with this filing. However, if any additional fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the

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Commissioner for Patents

Atty. Docket: 16517.124

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Page 2

Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387 referencing matter number 16517.124. A duplicate copy of this letter is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David R. Marsh".

David R. Marsh (Reg. Attorney No. 41,408)

Holly Logue Prutz (Reg. Attorney No. 47,755)

Enclosures

OCT 01 2003

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CAO *et al.*

Appln. No.: 09/819,091

Filed: February 16, 2000

For: Plant Genome Sequences and Uses
Thereof

Art Unit: 1634

Examiner: A. Chakrabarti

Atty. Docket: 16517.124

**Notice of Appeal from the Examiner to the
Board of Patent Appeals and Interferences**

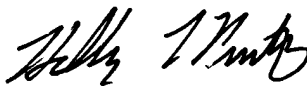
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed July 1, 2003, that resulted in Applicants having claims that have been twice or finally rejected.

Authorization to charge the official fees for this filing is given in the accompanying transmittal letter. A duplicate copy of this Notice is attached.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)
Holly Logue Prutz (Reg. No. 47,755)

Date: October 1, 2003

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